

Message Text

SECRET

PAGE 01 STATE 007082
ORIGIN ARA-14

INFO OCT-01 ISO-00 NSCE-00 SSO-00 SS-15 CIAE-00 INR-07
NSAE-00 INRE-00 L-03 PRS-01 /041 R

DRAFTED BY ARA/AND/CH:RSSTEVEN:ARA:FMCNEIL:JD:USOAS:MDION
APPROVED BY ARA:FMCNEIL
ARA/ECA:RZIMMERMAN (DRAFT)
NSC:RPASTOR (SUBSTANCE)
USOAS:IGTRAGEN
ARA/PPC:JDIETERICH

-----111474 110204Z /62

O 110135Z JAN 78
FM SECSTATE WASHDC
TO AMEMBASSY SANTIAGO IMMEDIATE
AMEMBASSY BUENOS AIRES IMMEDIATE

S E C R E T STATE 007082

E.O. 11652: GDS

TAGS: PBOR, AR, CI

SUBJECT: BEAGLE CHANNEL DISPUTE

REF: SANTIAGO 0108

1. PLEASE TELL FONMIN CARVAJAL THAT OUR INITIAL INCLINATION IS TO RELY UPON THE TESTED PROCEDURES OF THE INTER-AMERICAN SYSTEM IN DISPUTES WHICH HAVE NOT BEEN SUSCEPTIBLE OF UNAIDED BILATERAL RESOLUTION. HOWEVER, BEFORE RESPONDING TO THE GOC REQUEST WE NEED CLARIFICATION.

-- WHAT ARE THE REASONS FOR THE APPARENT STALEMATE IN THE BILATERAL NEGOTIATIONS WITH ARGENTINA?

SECRET

SECRET

PAGE 02 STATE 007082

-- WHAT PRECISE ROLE DOES CARVAJAL HAVE IN MIND FOR THE U.S.?

-- WHAT DOES THE GOC SEE AS A SATISFACTORY LONGER-TERM RESOLUTION OF THE PRESENT DISPUTE?

-- WHAT MECHANISMS FOR MEDIATION OR OTHER COUNTRIES'

QTE GOOD OFFICES UNQTE HAVE BEEN CONSIDERED OR MIGHT BE CONSIDERED BY THE GOC? (FYI WE ARE FRANKLY PUZZLED THAT WE SHOULD BE APPROACHED IN THIS MANNER ON THE HEELS OF THE NATIONAL CONSULTATION WHICH WAS DIRECTED AT U.S. AS WELL AS AT THE UN. END FYI)

-- WE WOULD LIKE TO KNOW WHY THE GOC FEELS THAT WE ARE A MORE LOGICAL OR PREFERABLE PROVIDER OF GOOD OFFICES THAN THE OAS.

2. PLEASE DRAW UPON THE FOLLOWING INFORMATION IN DISCUSSING THE POTENTIAL FOR OAS INVOLVEMENT SHOULD A STRICTLY BILATERAL RESOLUTION APPEAR IMPOSSIBLE, NOTING THAT THE U.S. ALWAYS COOPERATES IN OAS PEACEFUL SETTLEMENT EFFORTS.

3. ARTICLE 59 OF THE OAS CHARTER AUTHORIZES THE HOLDING OF A MEETING OF CONSULTATION OF MINISTERS OF FOREIGN AFFAIRS WHENEVER NECESSARY TO QTE CONSIDER PROBLEMS OF AN URGENT NATURE AND OF COMMON INTEREST. UNQTE ACCORDING OF ARTICLE 60, ANY MEMBER MAY REQUEST A MEETING OF CONSULTATION THROUGH THE PERMANENT COUNCIL WHICH SHALL DECIDE BY AN ABSOLUTE MAJORITY (I.E. ONE-HALF PLUS ONE OF ALL MEMBER STATES) WHETHER A MEETING SHOULD BE HELD. IN THE RECENT BORDER INCIDENT BETWEEN COSTA RICA AND
SECRET

SECRET

PAGE 03 STATE 007082

NICARAGUA, THE PERMANENT COUNCIL RETAINED JURISDICTION AND APPOINTED AN AD HOC INVESTIGATIVE COMMISSION BECAUSE BOTH PARTIES AGREED NOT TO CONVOKE A MEETING OF CONSULTATION OR RESORT TO THE MORE FORMAL MACHINERY AVAILABLE TO THE PERMANENT COUNCIL.

4. A VARIANT OF THE CHARTER ROUTE IS TO THE INTER-AMERICAN COMMITTEE ON PEACEFUL SETTLEMENT, A LITTLE-USED AND HIGHLY STRUCTURED SUB-ORGAN OF THE PERMANENT COUNCIL, UNDER CHARTER ARTICLES 86-88, WHICH QTE SHALL CONSIDER WHETHER OR NOT THE MATTER IS WITHIN ITS COMPETENCE AND, IF IT DEEMS IT APPROPRIATE, SHALL OFFER ITS GOOD OFFICES TO THE OTHER PARTY OR PARTIES. ONCE THESE ARE ACCEPTED, THE IACPS MAY ASSIST THE PARTIES AND RECOMMEND THE PROCEDURES THAT IT CONSIDERS SUITABLE FOR THE PEACEFUL SETTLEMENT OF DISPUTES. UNQTE.

5. IN THE UNLIKELY EVENT OF AN OUTBREAK OF ARMED HOSTILITIES, THE RIO TREATY COULD BE INVOKED. IN THIS EVENT, THE CHAIRMAN OF THE PERMANENT COUNCIL IS TO CALL A MEETING OF CONSULTATION WITHOUT DELAY, CONVENING A SIMULTANEOUS SESSION OF THE PERMANENT

COUNCIL ITSELF (CHARTER ARTICLE 63). UNDER THE RIO TREATY, THE MEETING BECOMES AN ORGAN OF CONSULTATION AT THE FOREIGN MINISTER LEVEL AND IS GOVERNED BY PROVISIONS OF THE 1947 TREATY WHICH OBLIGES ALL SIGNATORIES TO ASSIST IN MEETING AN ATTACK ON A MEMBER STATE BY ANY STATE. THIS CAN BE DONE INDIVIDUALLY OR COLLECTIVELY, BUT NEED NOT NECESSARILY OCCUR IF THE ORGAN OF CONSULTATION DECIDES ON OTHER MEASURES BY AN ABSOLUTE MAJORITY. NO STATE IS REQUIRED TO USE FORCE UNDER THE RIO TREATY, HOWEVER, AND THE ORGAN OF CONSULTATION WILL NORMALLY CALL FIRST FOR A SUSPENSION OF HOSTILITIES, AS IN THE CASE OF EL SALVADOR AND HONDURAS IN 1969.

6. EMBASSY BUENOS AIRES SHOULD EXPRESS USG CONCERN
SECRET

SECRET

PAGE 04 STATE 007082

TO THE HIGHEST APPROPRIATE LEVEL OF THE GOA OVER REPORTS OF POSSIBLE MILITARY CONFRONTATION IN THE BEAGLE CHANNEL AREA. THE USG HOPES THAT BOTH COUNTRIES WILL MAKE EVERY EFFORT TO RESOLVE ANY AND ALL DISPUTES BETWEEN THEM IN A PEACEFUL MANNER IN ACCORDANCE WITH THE OBLIGATIONS OF THE INTER-AMERICAN SYSTEM.

7. CLARIFICATION OF DEPARTMENT PRESS SPOKESMAN'S REMARKS OF JANUARY 10, WHICH HAS BEEN ISSUED TO WIRE SERVICES, IS CONTAINED SEPTEL. THIS MAY BE PROVIDED TO LOCAL AUTHORITIES AND PRESS. VANCE

SECRET

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DISPUTES
Control Number: n/a
Copy: SINGLE
Draft Date: 11 jan 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE007082
Document Source: CORE
Document Unique ID: 00
Drafter: RSSTEVEN:ARA:FMCNEIL:JD:USOAS:MDION
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780015-0547
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780176/aaaaclur.tel
Line Count: 147
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: db8beae4-c288-dd11-92da-001cc4696bcc
Office: ORIGIN ARA
Original Classification: SECRET
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: SECRET
Previous Handling Restrictions: n/a
Reference: 78 SANTIAGO 108
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 24 jun 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3793147
Secure: OPEN
Status: NATIVE
Subject: BEAGLE CHANNEL DISPUTE
TAGS: PBOR, AR, CI
To: SANTIAGO BUENOS AIRES
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/db8beae4-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014